



Montgomery County, Maryland

COUNTY COUNCIL AGENDA

COUNCIL HEARING ROOM, 100 MARYLAND AVENUE, ROCKVILLE, MARYLAND 20850
240/777-7900 • TTY 240/777-7914 • FAX 240/777-7989 • www.montgomerycountymd.gov/council

The Council Agenda is subject to change any time after printing or during the Council meeting. Please contact the Council Office or visit our website to obtain updates.

*This meeting will be televised live on Channel 6;
repeated on 4/8/05 at 8 pm and 4/9/05 at 9 am*

Monday, April 4, 2005

- (1) 12:30 **DISCUSSION** - State Legislative Program (6th floor Council Conference Room) (Wenger)

Tuesday, April 5, 2005

9:15 **INVOCATION** - Reverend Rosetta Robinson, Community Ministry of Montgomery County, Rockville

9:20 **PRESENTATION** - Proclamation in recognition of April as Autism Awareness Month in Montgomery County by Councilmember Knapp

9:25 **PRESENTATION** - Proclamation honoring Cathy Fink and Marcy Marxer, 2004-2005 Grammy Award winners for best musical album for children by Councilmember Silverman

9:30 **PRESENTATION** - Proclamation in recognition of Opening Day for the Washington Nationals Baseball Team by Councilmember Denis

9:35 **GENERAL BUSINESS**

- (2) A. **Announcement** - Agenda and Calendar Changes (Lauer)
B. **Action** - Approval of Minutes (Dodson)
C. **Acknowledgement** - Receipt of Petitions (Lacefield)

(3) 9:40 **CONSENT CALENDAR**

- A. **Introduction** - Resolution to establish FY06 Solid Waste Service Charges (Trombka)
Public Hearing is scheduled for 4/26/05 at 11:00 am.
- B. **Introduction** - Resolution to establish FY06 Water Quality Protection Charge (Levchenko)
Public Hearing is scheduled for 4/26/05 at 11:00 am.
- C. **Introduction** - Resolution to amend transportation fees, charges, and fares (Orlin)
Public Hearing is scheduled for 4/26/05 at 11:00 am.

(3) 9:40 **CONSENT CALENDAR** (continued)

D. **Introduction** - Supplemental appropriation to the County Government's FY05 Operating Budget, Montgomery County Fire and Rescue Service - \$973,035 for FFY2004 Urban Search and Rescue Emergency Preparedness and Response Directorate Grant (Source: Federal Grant) (Davidson)
Public Hearing is scheduled for 4/19/05 at 1:30 pm.

E. **Introduction** - Supplemental appropriation to the County Government's FY05 Operating Budget, Montgomery County Fire and Rescue Service and Office of Human Resources - \$795,980 for Implementation of Bill 36-03 (Source: Consolidated Fire Tax District Fund & General Fund) (Davidson)
Public Hearing is scheduled for 4/19/05 at 1:30 pm.

F. **Introduction** - Supplemental appropriation to the MCPS' FY05 Operating Budget - \$10,750,000 for Provision for Future Supported Projects (Source: Federal/State Grants) (Planell)
Public Hearing/Action is scheduled for 4/19/05 at 1:30 pm.

G. **Action** - Appointment of Clerk of the Council (Farber)

H. **Action** - Resolution to set public hearing on intent to consider increasing FY06 General Fund tax rate above the Constant Yield Tax Rate (CYTR) (Sherer)
Public Hearing is scheduled for 4/26/05 at 11:00 am.

I. **Receipt and Release** - Office of Legislative Oversight Report 2005-4, Services to Juvenile Victims and Witnesses of Crime in Montgomery County (Orlansky)
PS/HHS Committee worksession tentatively scheduled for 4/7/05.

(4) 9:45 **ACTION** - Appointment of Inspector General (Ferber)

10:10 **DISTRICT COUNCIL SESSION**

(5) A. **Introduction** - Resolution to amend fees for enforcement of Special Exceptions (Levchenko)
Public Hearing is scheduled for 4/26/05 at 11:00 am.

(6) B. **Introduction** - Resolution to amend fees to waive Parking Standards (Levchenko)
Public Hearing is scheduled for 4/26/05 at 11:00 am.

(7) C. **Introduction** - Resolution to amend fees for Zoning Compliance Letters (Levchenko)
Public Hearing is scheduled for 4/26/05 at 11:00 am.

(8) D. **Introduction** - Resolution to amend fees for the administration and enforcement of Registered Home Occupations (Levchenko)
Public Hearing is scheduled for 4/26/05 at 11:00 am.

(9) E. **Introduction** - Resolution to amend fees for the administration and enforcement of Sign Permits and Licenses (Levchenko)
Public Hearing is scheduled for 4/26/05 at 11:00 am.

10:10 **DISTRICT COUNCIL SESSION** *(continued)*

- (10) F. **Introduction** - Resolution to establish fees for equestrian event permits (Levchenko)
Public Hearing is scheduled for 4/26/05 at 11:00 am.
- (11) G. **Introduction** - Zoning Text Amendment 05-05, Streetscape Requirements - I-1 Zone,
sponsored by the Council President at the request of the MCPB (Wilson)
Action - Resolution to establish public hearing for 5/10/05 at 1:30 pm.
- (12) H. **Introduction** - Zoning Text Amendment 05-06, Building Materials and Supplies -
R&D Zone, sponsored by the Council President at the request of the MCPB (Wilson)
Action - Resolution to establish public hearing for 5/10/05 at 1:30 pm.
- (13) I. **Action** - Zoning Text Amendment 04-16, Local Map Amendment Traffic Test -
Metro Station Policy Area (Wilson)
PHED Committee recommends approval.
- (14) J. **Action** - Resolution to establish public hearing on the Woodmont Triangle
Amendment to the Bethesda CBD Sector Plan for May 10, 2005 at 1:30 pm. (Michaelson)

10:35 **LEGISLATIVE SESSION Day # 9**

- A. Approval of Legislative Journal (Dodson)
B. Introduction of Bills
- (15) • **Expedited Bill 4-05**, Moderately Priced Dwelling Units (MPDU) - Amendments (Faden)
Public Hearing is scheduled for 4/26/05 at 11:00 am.
- (16) 10:40 **PRESENTATION** - Report of the Infrastructure Maintenance Task Force (Orlin)
- (17) 11:15 **ANNUAL UPDATE** on Study of the Economy (Michaelson)
- (18) 11:30 **BIANNUAL REPORT** of the Montgomery County Planning Board (Michaelson)

12:30 **RECESS**

- (19) 1:30 **PUBLIC HEARING** - Special appropriation to the MCPS' FY05 Capital Budget and
amendment to the FY05-10 Capital Improvements Program - Indoor Air Quality
Improvements - \$1,600,000 for Lead Abatement at Various Schools (Source: General
Obligation Bonds) (Levchenko)
ED Committee worksession tentatively scheduled for 4/14/05.
- (20) 1:30 **PUBLIC HEARING/ACTION** - Supplemental appropriation to the Montgomery
College's FY05 Operating Budget, Current Fund - \$611,658 for Utility Rate Increase
(Source: General Fund Undesignated Reserves) (Sherer)

April 5, 2005

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- (21) 1:30 **PUBLIC HEARING/ACTION** - Supplemental appropriations to the MCPS' FY05 Operating Budget: (Planell)
- \$137,250 - Transition from Laboratory to Classroom Project (Source: Federal Aid)
 - \$149,762 - Refugee Children School Impact Project (Source: State Aid)
- 2:00 **ADJOURN**
- 2:00 **PHED Committee** (7th floor Council Hearing Room)
- 7:00 **PUBLIC HEARING** - FY06 Capital and Operating Budgets and amendments to FY05-10 Capital Improvements Program (3rd floor Council Hearing Room)

Wednesday, April 6, 2005

- 1:30 **PUBLIC HEARING** - FY06 Capital and Operating Budgets and amendments to FY05-10 Capital Improvements Program (3rd floor Council Hearing Room)
- 7:00 **PUBLIC HEARING** - FY06 Capital and Operating Budgets and amendments to FY05-10 Capital Improvements Program (3rd floor Council Hearing Room)

Thursday, April 7, 2005

- 7:00 **PUBLIC HEARING** - FY06 Capital and Operating Budgets and amendments to FY05-10 Capital Improvements Program (3rd floor Council Hearing Room)

The following appointments were received from the County Executive and are tentatively scheduled for confirmation on April 12, 2005:

Advisory Board on Victims and their Families: Rise Ain

Agricultural Advisory Committee: George Lechliden, Jean Phillips, David Weitzer, Vincent H. Berg, Hall Sisson, Lawrence Zoeller

Sign Review Board: Christopher O. Collins

Silver Spring Citizens Advisory Board: Jerry Yokoyama

Western Area Recreation Advisory Board: Fritz Hirst, Gordon L. Lang

FUTURE COUNCIL MEETINGS

County Council meeting notices are posted on the bulletin board in the fifth floor lobby of the Council Office Building in Rockville, pursuant to State law.

Note: See the COMMITTEE AGENDA for a listing of the Committee meetings currently scheduled.

Apr 11, 2005	1:45 pm	Interviews - Board of Investment Trustees
Apr 12, 2005	9:15 am	Regular Session
Apr 19, 2005	9:15 am	Regular Session
Apr 26, 2005	9:15 am	Regular Session
May 3, 2005	9:15 am	Regular Session
May 9, 2005	9:30 am	Council Budget Worksession

FUTURE COUNCIL MEETINGS (continued)

County Council meeting notices are posted on the bulletin board in the fifth floor lobby of the Council Office Building in Rockville, pursuant to State law.

Note: See the COMMITTEE AGENDA for a listing of the Committee meetings currently scheduled.

May 10, 2005	9:15 am	Regular Session and Budget Worksession
May 11, 2005	9:30 am	Council Budget Worksession
May 12, 2005	9:30 am	Council Budget Worksession
May 12, 2005	3:00 pm	BiCounty Budget Mtg. w/ Prince George's County Council
May 13, 2005	9:30 am	Council Budget Worksession
May 16, 2005	9:30 am	Council Budget Worksession
May 17, 2005	9:15 am	Regular Session and Budget Worksession
May 18, 2005	9:30 am	Council Budget Worksession
May 19, 2005	9:30 am	Council Budget Worksession
May 26, 2005	9:30 am	Council Budget - Action

FUTURE PUBLIC HEARINGS

To testify call 240-777-7931

April 5, 2005

1:30 pm Special appropriation to the MCPS' FY05 Capital Budget and amendment to the FY05-10 CIP - Indoor Air Quality Improvements - \$1,600,000 for Lead Abatement at Various Schools

1:30 pm Supplemental appropriation to the Montgomery College's FY05 Operating Budget, Current Fund - \$611,658 for Utility Rate Increase

1:30 pm Supplemental appropriations to the MCPS' FY05 Operating Budget

- \$137,250 for Transition from Laboratory to Classroom Project
- \$149,762 for Refugee Children School Impact Project

7:00 pm FY06 Capital and Operating Budgets and amendments to FY05-10 CIP

April 6, 2005

1:30 pm FY06 Capital and Operating Budgets and amendments to FY05-10 CIP

7:00 pm FY06 Capital and Operating Budgets and amendments to FY05-10 CIP

April 7, 2005

7:00 pm FY06 Capital and Operating Budgets and amendments to FY05-10 CIP

April 11, 2005

7:00 pm FY06 Operating Budgets - MCPS

April 12, 2005

1:30 pm FY06 Capital Budget and additional amendments to the FY05-10 CIP

April 19, 2005

1:30 pm Supplemental appropriation to the MCPS' FY05 Operating Budget - \$10,750,000 for Provision for Future Supported Projects

1:30 pm Supplemental appropriations to the County Government's FY05 Operating Budget,

- MCFRS - \$973,035 for FFY2004 Urban Search and Rescue Emergency Preparedness and Response Directorate Grant
- MCFRS and OHR - \$795,980 for Implementation of Bill 36-03

April 26, 2005

11:00 am ZTA 05-04, Moderately Priced Dwelling Units (MPDU) - finding of financial infeasibility

11:00 am SRA 05-01, Moderately Priced Dwelling Units (MPDU) - finding of financial infeasibility



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ADDENDUM

Tuesday, April 5, 2005

(3) 9:40 CONSENT CALENDAR

Add: J. Action - Letter of Certification to amend Priority Funding Area (Michaelson)